

HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA

SEA BRIM CONDOMINIUM ASSOCIATION, a  
Washington Non-Profit Corporation,

Plaintiff,

v.

ASPEN SPECIALTY INSURANCE COMPANY,  
a North Dakota Company; TRISURA  
SPECIALTY INSURANCE COMPANY, an  
Oklahoma Corporation; ACCELERANT  
NATIONAL INSURANCE COMPANY, a  
Delaware Corporation; COMMONWEALTH  
INSURANCE COMPANY OF AMERICA, a  
Delaware Corporation; FIRE & CASUALTY  
INSURANCE COMPANY OF CONNECTICUT,  
a Delaware Corporation; ARROWOOD  
INDEMNITY COMPANY, a Delaware  
Corporation; PENNSYLVANIA  
MANUFACTURERS' ASSOCIATION  
INSURANCE COMPANY, a Pennsylvania  
Corporation; and DOE INSURANCE  
COMPANIES 1-10,

Defendants.

NO. 3:22-cv-05817-BHS

NOTICE OF VOLUNTARY DISMISSAL OF  
DEFENDANTS ASPEN SPECIALTY  
INSURANCE COMPANY, ACCELERANT  
NATIONAL INSURANCE COMPANY,  
COMMONWEALTH INSURANCE  
COMPANY OF AMERICA, FIRE &  
CASUALTY INSURANCE COMPANY OF  
CONNECTICUT, AND ARROWOOD  
INDEMNITY COMPANY, WITHOUT  
PREJUDICE AND WITHOUT COSTS

NOTICE OF VOLUNTARY DISMISSAL OF  
DEFENDANTS ASPEN SPECIALTY INSURANCE  
COMPANY, ACCELERANT NATIONAL INSURANCE  
COMPANY, COMMONWEALTH INSURANCE  
COMPANY OF AMERICA, FIRE & CASUALTY  
INSURANCE COMPANY OF CONNECTICUT, AND  
ARROWOOD INDEMNITY COMPANY, WITHOUT  
PREJUDICE AND WITHOUT COSTS (No. 3:22-cv-  
05817-BHS) - 1

STEIN, SUDWEEKS & STEIN, PLLC  
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PHONE 206.388.0660 FAX 206.286.2660

Pursuant to FRCP 41(a), Plaintiff Sea Brim Condominium Association (the “Association”) hereby dismisses its claim only against Defendants Aspen Specialty Insurance Company, Accelerant National Insurance Company, Commonwealth Insurance Company Of America, Fire & Casualty Insurance Company Of Connecticut, and Arrowood Indemnity Company (collectively “Defendants”) without prejudice and without costs. Defendants have not served either an answer or a motion for summary judgment, and FRCP Rules 23(e), 23.1(c), 23.2 and 66 do not apply to this action. Accordingly, the Association may dismiss its claim against only Defendants without a court order pursuant to FRCP 41(a). All other Defendants remain in this action.

DATED this 20<sup>th</sup> day of January, 2023.

**STEIN, SUDWEEKS & STEIN, PLLC**

/s/ Jerry H. Stein

/s/ Justin D. Sudweeks

/s/ Daniel Stein

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***Attorneys for Plaintiff***

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 20, 2023, a copy of the foregoing ***Document*** and this ***Certificate of Service*** were served on counsel below as noted:

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

SIGNED this 20<sup>th</sup> day of January, 2023, at Tukwila, Washington.

s/Zach Heafner

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